

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

COTTON GARMENTS INDUSTRY

AS APPROVED ON MARCH 10, 1934



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Approved Code No. 118—Amendment No. 2

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
COTTON GARMENT INDUSTRY

As Approved on March 10, 1934

ORDER

AMENDMENTS TO CODE OF FAIR COMPETITION FOR THE COTTON
GARMENT INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of amendments to a Code of Fair Competition for the Cotton Garment Industry, and hearings having been duly held thereon and the annexed report on said amendments, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Orders of the President, including Executive Order No. 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate, by reference, said annexed report and do find that said amendments and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and do hereby order that said amendments be and they are hereby approved, and that the previous approval of said Code is hereby modified to include an approval of said Code in its entirety as amended, and that said amendments shall become effective as part of the Code twenty (20) days after the date hereof.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

A. D. WHITESIDE,
Division Administrator.

WASHINGTON, D.C.,
March 10, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,

The White House.

SIR: The Public Hearing on an amendment to the Code of Fair Competition for the Cotton Garment Industry as proposed by the Code Authority for this Industry was conducted on Monday, February 19, 1934 in Room 2062, Department of Commerce Building, Washington, D.C. Every person who requested an appearance was fairly heard in public in accordance with the regulations of the National Recovery Administration. There were present duly authorized representatives of the Code Authority and other representative members of the Industry.

The Code of Fair Competition for the Cotton Garment Industry, approved November 17, 1933, contained no label clause. The Code Authority for this Industry submitted an amendment providing such a clause.

At the Hearing, the Code Authority recommended a change in the proposed amendment concerning the effective date thereof. Instead of March 1, they recommended that it be changed to a date to be determined by the Code Authority inasmuch as the date of approval was uncertain.

Several prison labor representatives were present, but are on record as having no objection whatever to the amendment. There were no other objections at the Hearing.

In final form this amendment has been approved by the Labor Advisory Board, Industrial Advisory Board, Consumers' Advisory Board, and the Legal Division of the Recovery Administration. The Code Authority has indicated its approval of this amendment on behalf of the Industry.

The Deputy Administrator in his final report to me on said amendment to said Code, having found as herein set forth and on the basis of all the proceedings in this amendment:

I find that:

(a) The amendment to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricul-

tural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation subsection (a) of Section 3, subsection (a) of Section 7 and subsection (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to present the aforesaid amendment on behalf of the industry as a whole.

(d) The amendment and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said amendment.

For these reasons, this amendment has been approved.

Respectfully,

HUGH S. JOHNSON,
Administrator.

March 10, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE COTTON GARMENT INDUSTRY

There shall be added to the Code of Fair Competition for the Cotton Garment Industry the following Article:

ARTICLE XVIII—LABELS

A. In accordance with the provisions of this Article all garments made in the Industry as defined in paragraph (A) of Article II of the Code shall bear an N.R.A. label to symbolize to purchasers of said garments the conditions under which they were manufactured. The Code Authority shall have the exclusive right in the Cotton Garment Industry or subdivisions thereof to issue and furnish said labels to the members thereof.

The Code Authority, subject to the approval of the Administrator and in accordance with his regulations on the use of labels, shall establish rules and regulations and appropriate machinery for the issuance of labels and the inspection, examination and supervision of the practices of employers using such labels. The Code Authority, subject to the approval of the Administrator, shall also set up such rules and regulations as may be deemed advisable to govern the issuance, distribution and use of distinct labels for any subdivisional industries subject to the provisions of this Code as listed in paragraph (a) of Article II of the Code or as said paragraph may be amended from time to time, said special labels to be issued only by the Code Authority.

B. The Label required hereunder shall be sewed to the garment and remain attached thereto when sold, shipped or distributed by any member of the Industry. Any and all members of the Industry may apply to the Code Authority for a permit to use such N.R.A. label which permit shall be granted only when the application for use thereof shall be accompanied by a certificate of compliance with this Code signed by the applicant thereof in such manner and form as shall be determined by the rules and regulations of the Code Authority approved by the Administrator, and which permit to use the label shall continue in force only so long as the recipient of said permit shall comply with the Code and the rules and regulations of the Code Authority relating to labels.

C. All goods made prior to the effective date of the rules and regulations of the Code Authority relating to the issuance and use of labels shall have securely attached to the box, cover, package, container or other wrapping of said garments, a sticker or label in such form as may be determined by the Code Authority in its rules and regulations.

D. The charge made by the Code Authority for such labels and or stickers shall at all times be subject to the supervision and regu-

lations of the Administrator and shall be not more than an amount necessary to cover the cost of said labels and or stickers, including printing and distributions, and the reasonable cost of the administration and supervision of the use thereof as hereinbefore set forth.

E. The rules and regulations set up by the Code Authority pursuant to this Article shall become binding upon all members of the Industry when approved by the Administrator and violation thereof shall be deemed a violation of the Code of Fair Competition of this Industry.

F. This Article shall become effective upon the date specified by the Administrator, it being understood that ten (10) days' notice shall be given to the Industry of the effective date of this Article.

Approved Code No. 118—Amendment No. 2.
Registry No. 217-1-06.



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